

SENATE JOURNAL

Fortieth Legislature—First Called Session.

FIRST DAY.

Senate Chamber,
Austin, Texas,
Monday, May 9, 1927.

The Senate met at 12 o'clock noon pursuant to the call of the Governor.

Temporary Officers.

The Chair announced the appointment of the following temporary officers: Secretary, W. V. Howerton; Journal Clerk, John D. Cofer; Sergeant-at-arms, A. W. Holt; Doorkeeper, Ned Marshall.

Roll Call.

The Secretary called the roll, a quorum being present, the following Senators answering to their names:

Berkeley.	Price.
Bledsoe.	Real.
Bowers.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Lewis.	Ward.
Love.	Westbrook.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Wood.
Neal.	Woodward.
Pollard.	

Absent.

Fairchild. Parr.

Absent—Excused.

Bailey. Holbrook.

Prayer by Reverend Doss.

Proclamation of the Governor.

TO ALL TO WHOM THESE PRESENTS SHALL COME:

WHEREAS, it is necessary that a general appropriation bill be passed for the ensuing biennium in order that the departments and institutions of the State may be properly financed; and,

WHEREAS, occasion exists for the passage of a civil service act affecting the selection of subordinate employees of the State government to the end that better efficiency may be secured in the administration of governmental affairs; and,

WHEREAS, need exists for improvement of our laws relating to highways and the administration of highway affairs in this State to guarantee a more efficient and economical development of a system of correlated highways.

For these, and other good and sufficient reasons hereinafter named, an extraordinary occasion has arisen requiring the Legislature to be convened;

NOW, THEREFORE, I, DAN MOODY, Governor of the State of Texas, do, by virtue of the authority vested in me by the Constitution of this State, hereby call a Special Session of the Fortieth Legislature to be convened in the City of Austin, commencing at twelve o'clock, noon, on Monday, the ninth day of May, A. D. 1927, for the following purposes:

1. To pass a general appropriation bill for the ensuing biennium.

2. To pass a selective civil service law providing for the selection of subordinate employees of the State government under the classified civil service system.

3. To adopt such laws as may be necessary to establish a more efficient and economical development of a system of correlated State highways.

4. To consider and act on such other subjects of public importance as the Executive may, from time to time during the session, submit by message or otherwise.

In Testimony Whereof, I hereunto sign my name and cause to be impressed hereon the Seal of the State of Texas at Austin, this the 18th day of April, A. D. 1927.

SEAL DAN MOODY,
Governor of Texas.

By the Governor:
JANE Y. McCALLUM,
Secretary of State.

The State of Texas,
Department of State.

I, R. J. Randolph, Assistant Secretary of State, of the State of Texas, do hereby certify that the foregoing is a true and correct copy of the proclamation issued April 18, 1927, for a Special Session of the Fortieth Legislature to be convened in the City of Austin, at twelve o'clock, noon, on Monday, the ninth of May, A. D. 1927.

In Testimony Whereof, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in the City of Austin, this 9th day of May, A. D., 1927.

SEAL R. J. RANDOLPH,
Assistant Secretary of State.

Caucus Report.

Senator Moore sent up the following report of the Senate Caucus:

Senate Chamber,
Austin, Texas, May 9, 1927.
Hon. Barry Miller, Lieutenant Governor:

A caucus was held in the office of the Secretary of the Senate, attended by a quorum of the Senators, and it was agreed that if any Senators present held proxies for absent Senators they should be allowed to cast said proxies.

The purpose of the caucus was to determine the number and personnel of the Senate officers and employees for the ensuing First Called Session of the Fortieth Legislature. Lieutenant Governor Barry Miller was elected Chairman of the caucus, and Senator Joe M. Moore was elected Secretary.

The following were recommended to be officers and employees of the Senate for the First Called Session of the Fortieth Legislature:

Secretary, W. V. Howerton.

Assistant Secretary, Morris Hankins.

Journal Clerk, John Cofer.

Assistant Journal Clerk, Wendel O'Neal.

Second Assistant Journal Clerk, Josephine Bramlett.

Sergeant-at-Arms, Capt. A. W. Holt.

Assistant Sergeant-at-Arms, Tom Stanford.

Second Assistant Sergeant-at-Arms, J. S. Brackeen.

Third Assistant Sergeant-at-Arms, J. T. McLendon.

Fourth Assistant Sergeant-at-Arms, W. W. Lovelace.

Sergeant-at-Arms in Gallery, Carey Thompson.

Calendar Clerk, Garland Porter.
Assistant Calendar Clerk, Mrs. Grace Jennings.

Second Assistant Calendar Clerk, C. C. Williams.

Doorkeeper, Ned Marshall.
Assistant Doorkeeper, H. J. Fowler.

Second Assistant Doorkeeper, Everet Boyd.

Third Assistant Doorkeeper, A. P. Bagby, Jr.

Chaplain, Rev. W. H. Doss.
Postmistress, Mrs. Florence Burk.
Mailing Clerk, Mrs. A. Polglass.

Assistants to Mailing Clerk, Mrs. Reese Wilson, Mrs. W. P. Lawrence, Miss Ruth Stevens, Mrs. May Elliott, Miss Nell Snow, Mrs. E. C. Kelly.

Librarian, Miss T. H. Bell.
Notary Clerk, Mrs. Grace Jones.
Messengers, R. D. Palmer, J. O. Bradfield. Each to receive \$2.50 per day.

Telephone Operator, Miss Mary Jacobs.

C. K. Walters, Custodian of the Senate Chamber when in Session, at the salary of \$5.00 per day.

It is further recommended that the Chairman of the Engrossing Committee and the Enrolling Committee be authorized to employ an Engrossing Clerk and an Enrolling Clerk, and such assistants as are found necessary, and that their appointments be referred to the Senate for confirmation. It is recommended that the Engrossing Clerk and the Enrolling Clerk shall receive \$7.50 per day each, and each of the assistants shall receive \$5.00 per day.

It is further recommended that each Senator be permitted to appoint one stenographer and that their stenographers act as clerks of the committees of which the several Senators are respectively chairmen, except that the Chairman of the Finance Committee shall be authorized to appoint additionally a clerk of the Finance Committee and two stenographers for said Committee.

It is also recommended that the Lieutenant Governor be authorized to select a secretary and an assistant secretary and a personal messenger, and that he have exclusive appointment of such number of pages and

porters as in his judgment may be necessary.

It is recommended that the compensation of the officers and employees named shall be the same as at the Regular Session of this Legislature, unless otherwise expressly provided, except that no employees compensation shall be more than \$7.50 per day.

The Lieutenant Governor is authorized and directed to use any of the employees needed for any other work in the Senate where, in his judgment, their services may be required.

The Senators are hereby given such time as they desire to name their personal appointments, whose names shall be given to the Secretary of the Senate when the appointments are made.

It is also recommended that 2500 copies of the daily Senate Journal be printed to be prorated among the members of the Senate and the Lieutenant Governor for direction of their distribution, except that 300 copies shall be furnished the members of the House; that the Sergeant-at-Arms be authorized to rent such number of typewriters as may be necessary for the use of the employees of the Senate, the rental charges not to exceed \$4.00 per month for each machine; that the Lieutenant Governor and each Senator be allowed the stationery and postage needed by them respectively, and also any expenses incurred by them in the transmitting and receiving of telephone messages and telegraph messages necessary in the discharge of their official duties; and that each Senator and the Lieutenant Governor be permitted to subscribe for five daily papers, all such incidental expenses to be paid out of the contingent expense fund.

BARRY MILLER, Chairman,

JOE M. MOORE, Secretary.

The Secretary upon the direction of the Chair cast the vote of the Senate for the officers named in the report, and the officers were declared elected.

Simple Resolution No. 1.

Senator Moore sent up the following resolution:

A caucus resolution by Senator J. W. Hall of Harris County.

WHEREAS, The Sergeant-at-Arms has been unable, in the past,

to secure good and serviceable typewriters,

THEREFORE, Be it resolved that the Sergeant-at-Arms be and is hereby ordered to negotiate with typewriter dealers at any point in the State to the end that good and serviceable typewriters be obtained for use of the secretaries of the Senators.

The above resolution was unanimously adopted by the Senate Caucus in the office of the Secretary of the Senate, Monday, May 9, 1927.

BARRY MILLER, Chairman,

JOE M. MOORE, Secretary.

The resolution was read and adopted.

Simple Resolution No. 2.

Senator Wood sent up the following resolution:

Resolved, that the Legislative Counsellor, L. C. Sutton, who served the Senate during the Regular Session of the 40th Legislature shall serve in the same capacity and under the same terms and duties as was provided in the Resolution for the Regular Session, and shall have a stenographer as provided in said resolution.

The resolution was read and adopted.

Simple Resolution No. 3.

Senator MacFarlane sent up the following resolution:

Resolved, that Murray Moore be elected Assistant Sergeant-at-Arms in the gallery.

McFARLANE.

The resolution was read and adopted.

Officers Sworn In.

The officers elected were called to the bar of the Senate and the oath of office was administered.

Employees Appointed.

The Lieutenant Governor announced the following appointments:

Sloan Blair, Private Secretary; Elise Burnett, Assistant Secretary; Joe Erwin, Personal Messenger; Jimmie Teeling, page to the Lieutenant Governor; Howard Weddington, Night Elevator Operator.

Pages.

Junius Hutton, Milburn McCarty, Elwood Brown, Walter Harper,

Clarence Pearson, Chas. A. Wheeler, Jr., Bobbie Randolph, Maurice Morgan, Wm. Pruitt, Boyd Laughlin, John Taylor, Erwin Eilers, Howard Jones, Milton Coffee, Chas. Pratt, Robert McDaniel, Frank Maddox, John L. Darrouzet, Jr.

Porters.

Jim Jackson, head porter, Buck Green, Sam Grant, Tom Burton, Fred Rambeau, Henry Canady, Robert Wells.

Election of President Pro Tem.

The Chair announced that the election of President Pro Tem was in order.

Senator Price nominated Senator Pollard for President Pro Tem.

Senators Lewis, Greer, and Real were appointed tellers to distribute and collect the ballots.

The tellers, after a poll of the votes, announced that Senator Pollard had received 25 votes and Senator Stuart 1 vote.

The tellers escorted Senator Pollard to the rostrum where he took the oath of office administered by Lieutenant Governor Barry Miller.

Appointment of Enrolling and Engrossing Clerk.

Senate Chamber,

Austin, Texas, May 9, 1927.

We, as Chairmen of the Engrossing and Enrolling Committees, have selected the following clerks for the Engrossing and Enrolling Room:

C. L. Boes, Chief Clerk and head of the Engrossing and Enrolling Room at \$7.50 per day; R. S. Terry, Clerk at \$7.50 per day and the following clerks at \$5.00 per day:

Miss Mildred Newland, Miss Hannah Joseph, Miss Audry Wilborn, Miss Anie Davis, Miss Lillian Patterson, Mrs. J. E. Greenwood, Ed Teagle, Paul Midkiff, Tom Tucker, and Geo. Stephens, Messenger.

WESTBROOK,
FLOYD,

Chairmen.

The appointments were confirmed by the Senate.

Simple Resolution No. 4.

Senator Wood sent up the following resolution:

Resolved, That the President of

the Senate appoint a committee of three Senators to notify the Governor that the Senate has completed its organization, and is ready to receive from him any message or communication he may desire to transmit to it.

Be it further resolved, That a committee of three be appointed to inform the House of Representatives that the Senate has completed its organization and is now ready to proceed to business.

The resolution was read and adopted.

Simple Resolution No. 5.

Senator Love sent up the following resolution:

Resolved, That the State Senate of Texas has learned with profound regret of the tornado which visited Garland and vicinity in Dallas County, Texas, Nevada and vicinity in Collin County, Texas, early today, taking as its toll the lives of more than a score of Texas citizens and seriously injuring many others, besides inflicting severe and grievous property losses, and we tender the splendid citizenship of these stricken communities our heartfelt sympathy, and our support in all proper ways in the presence of this terrible calamity.

The resolution was read and adopted.

Notification Committees.

The Chair appointed the following committees to notify the Governor and the House that the Senate was organized:

To notify the Governor: Wood, McFarlane, and Witt.

To notify the House: Love, Ward, and Smith.

The Committees retired and returned to the Senate and reported their duty performed.

Bills and Resolutions.

By Senator Wood:

S. B. No. 1, A bill to be entitled "An Act making an appropriation of \$160,000.00 to pay the mileage and per diem and contingent expenses of the First Called Session of the 40th Legislature, and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Wood:

S. B. No. 2, A bill to be entitled "An Act making appropriations to pay salaries of judges, and the support and maintenance of the Judicial Department of the State Government for the two year period beginning September 1, 1927, and ending August 31, 1929, and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Wood:

S. B. No. 3, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employees of certain eleemosynary institutions of the State and other expenses of maintaining and conducting them for the two fiscal years beginning September 1, 1927, and ending August 31, 1929, as follows, to-wit: Abilene State Hospital, Austin State School, Austin State Hospital, Pasteur Institute, Confederate Home, Confederate Woman's Home, Deaf, Dumb and Blind Institute for Colored Youths, Girls' Training School, Home for Dependent and Neglected Children, State Hospital for Crippled and Deformed Children at Galveston, State Juvenile Training School, State Orphans Home, Rusk State Hospital, San Antonio State Hospital, Terrell State Hospital, State Tuberculosis Sanatorium, Wichita Falls State Hospital, State Psychopathic Hospital, and Criminal Delinquent Negro Girls' Home; and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Wood:

S. B. No. 4, A bill to be entitled "An Act making appropriations for the State Government for two years beginning September 1, 1927, and ending August 31, 1929, and for other purposes and prescribing certain regulations and restrictions in respect thereto; and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Wood:

S. B. No. 5, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employees of certain educational institutions and other expenses of maintaining and conducting them as follows, to-wit: The Agricultural and

Mechanical College, of Texas, State Experimental Stations; the North Texas Junior Agricultural College; John Tarleton Agricultural College; Prairie View State Normal and Industrial College; the University of Texas, including the Medical Branch at Galveston and the College of Mines and Metallurgy at El Paso; College of Industrial Arts; Texas Technological College; East Texas State Teachers College at Commerce; North Texas State Teachers College at Denton; Sam Houston State Teachers College at Huntsville; Stephen F. Austin State Teachers College; South Texas State Teachers College; Southwest Texas State Teachers College; Sul Ross College; West Texas Teachers College; Texas School for the Blind and School for the Deaf; for years beginning September 1, 1927, and ending August 31, 1929, and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Wood:

S. B. No. 6, A bill to be entitled "An Act making an appropriation for the year beginning September 1, 1928, and ending August 31, 1929, to supplement the State's available school fund, and to be distributed in the same manner as that fund is distributed under the laws of this State; and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Wood:

S. B. No. 7, A bill to be entitled "An Act making an appropriation for the year ending August 31, 1928, and for the year ending August 31, 1929, the same or so much thereof as may be necessary to be for the purpose of promoting rural school education and equalizing the school opportunities afforded by the State to all school children of scholastic age living in small and financially weak districts; etc., and declaring an emergency."

Read first time and referred to Committee on Finance.

Committee Reports.

(See Appendix.)

House Committee.

The Chair recognized the door-keeper who introduced the commit-

tee from the House to notify the Senate that the House was organized.

Senate Bill No. 1.

Senator Wood received unanimous consent to take up the following bill:

S. B. No. 1, A bill to be entitled "An Act making an appropriation of \$160,000.00 to pay the mileage and per diem and contingent expenses of the First Called Session of the 40th Legislature, and declaring an emergency."

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 1 was put on its second reading by the following vote:

Yeas—26.

Berkeley.	Price.
Bowers.	Real.
Floyd.	Reid.
Greer.	Russek.
Hall.	Smith.
Hardin.	Stuart.
Lewis.	Triplett.
Love.	Ward.
McFarlane.	Westbrook.
Miller.	Wirtz.
Moore.	Witt.
Neal.	Wood.
Pollard.	Woodward.

Absent—Excused.

Bailey.	Holbrook.
Bledsoe.	Parr.
Fairchild.	

The bill was read second time.

The Senate rule requiring committee reports to lay over one day was suspended by unanimous consent.

The bill was read second time and passed to engrossment.

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 1 was put on its second reading and final passage, by the following vote:

Yeas—26.

Berkeley.	Lewis.
Bowers.	Love.
Floyd.	McFarlane.
Greer.	Miller.
Hall.	Moore.
Hardin.	Neal.

Pollard.	Triplett.
Price.	Ward.
Real.	Westbrook.
Reid.	Wirtz.
Russek.	Witt.
Smith.	Wood.
Stuart.	Woodward.

Absent—Excused.

Bailey.	Holbrook.
Bledsoe.	Parr.
Fairchild.	

The bill was read third time and passed finally, by the following vote:

Yeas—26.

Berkeley.	Price.
Bowers.	Real.
Floyd.	Reid.
Greer.	Russek.
Hall.	Smith.
Hardin.	Stuart.
Lewis.	Triplett.
Love.	Ward.
McFarlane.	Westbrook.
Miller.	Wirtz.
Moore.	Witt.
Neal.	Wood.
Pollard.	Woodward.

Absent—Excused.

Bailey.	Holbrook.
Bledsoe.	Parr.
Fairchild.	

Message From the House.

The Chair recognized the doorkeeper who introduced a messenger from the House with the following message:

Hall of the House of Representatives,
Austin, Texas, May 9, 1927.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 1, making an appropriation of \$160,000.00 or so much thereof as may be necessary, out of the general revenue, to pay the per diem and mileage of members, etc.

Respectfully submitted,

M. LOUISE SNOW,
Chief Clerk, House of Representatives.

Adjournment.

The Senate at 3:35 o'clock on the motion of Senator Stuart adjourned until tomorrow morning at 10:00 o'clock a. m.

APPENDIX.

Committee Reports.

Committee Room,
Austin, Texas, May 9, 1927.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 1, A bill to be entitled "An Act making an appropriation of the sum of one hundred and sixty thousand dollars (\$160,000.00), or so much thereof as may be necessary, out of the general revenue, to pay the per diem and mileage of members, the per diem of officers and employees and the contingent expenses of the First Called Session of the Fortieth Legislature of the State of Texas, convened on the 9th day of May, 1927, by proclamation of the Governor; to supplement the like appropriation of the Regular Session of said Legislature; to pay any unpaid vouchers or warrants held by members, officers or employees of the Regular Session of said Legislature; to pay any unpaid claims and accounts of members, officers or employees of said session or of other persons, authorized either by the Senate or the House of Representatives; to pay any and all sums for whatever purpose authorized to be expended by concurrent resolution of the Fortieth Legislature at its Regular Session; to pay the per diem of members, officers or employees for pre-session and post session work of the First Called Session of said Fortieth Legislature; providing how accounts may be approved and audited, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WOOD, Chairman.

Committee Room,
Austin, Texas, May 9, 1927.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 2, A bill to be entitled "An Act making appropriations to pay salaries of judges, and the support and maintenance of the Judicial Department of the State Government

for the two year period beginning September 1, 1927, and ending August 31, 1929; and declaring an emergency."

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WOOD, Chairman.

Committee Room,
Austin, Texas, May 9, 1927.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 3, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employees of certain eleemosynary institutions of the State and other expenses of maintaining and conducting them for the two fiscal years beginning September 1, 1927, and ending August 31, 1929, as follows, to-wit: Abilene State Hospital, Austin State School, Austin State Hospital, Pasteur Institute, Confederate Home, Confederate Woman's Home, Deaf, Dumb and Blind Institute for Colored Youths, Girls' Training School, Home for Dependent and Neglected Children, State Hospital for Crippled and Deformed Children at Galveston, State Juvenile Training School, State Orphan Home, Rusk State Hospital, San Antonio State Hospital, Terrell State Hospital, State Tuberculosis Sanatorium, Wichita Falls State Hospital, State Pyschopathic Hospital, Criminal Delinquent Negro Girls' Home; and declaring an emergency."

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.

WOOD, Chairman.

Committee Room,
Austin, Texas, May 9, 1927.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 4, A bill to be entitled "An Act making appropriations for the State Government for two years beginning September 1, 1927, and ending August 31, 1929, and for other purposes and prescribing certain regulations and restrictions in

respect thereto; and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WOOD, Chairman.

Committee Room,

Austin, Texas, May 9, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 5, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employees of certain educational institutions and other expenses of maintaining and conducting them as follows, to-wit: The Agricultural and Mechanical College of Texas, State Experimental Stations; The North Texas Junior Agricultural College; John Tarleton Agricultural College; Prairie View State Normal and Industrial College; The University of Texas, including the Medical Branch at Galveston and the College of Mines and Metallurgy at El Paso; College of Industrial Arts; Texas Technological College; East Texas State Teachers College at Commerce; North Texas State Teachers College at Denton; Sam Houston State Teachers College at Huntsville; Stephen F. Austin State Teachers College at Nacogdoches; South Texas State Teachers College at Kingsville; Southwest Texas State Teachers College at San Marcos; Sul Ross State Teachers College at Alpine; West Texas State Teachers College at Canyon; Texas School for the Blind; Texas School for the Deaf; for years beginning September 1, 1927, and ending August 31, 1929; and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WOOD, Chairman.

Committee Room,

Austin, Texas, May 9, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 6, A bill to be entitled "An Act making an appropriation

for the year beginning September 1, 1928, and ending August 31, 1929, to supplement the State's available school fund, and to be distributed in the same manner as that fund is distributed under the laws of this State; and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WOOD, Chairman.

Committee Room,

Austin, Texas, May 9, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 7, A bill to be entitled "An Act making an appropriation for the year ending August 31, 1928, and for the year ending August 31, 1929, the same or so much thereof as may be necessary to be for the purpose of promoting rural school education and equalizing the school opportunities afforded by the State to all school children of scholastic age living in small and financially weak districts; allowing the State Board of Education and the State Superintendent of Public Instruction to aid such schools in accordance with conditions herein specified, providing certain prerequisites for the granting of such aid; providing for the maintenance of all rural schools which meet the requirements a term not exceeding six months solely out of State and county school funds; providing aid for schools where extraordinary conditions prevent schools meeting all stated requirements; providing limited equipment for rural schools that will afford instruction and demonstration in home and farm vocations; providing assistance in the formation and maintenance of rural high school districts according to a countywide plan; providing for the administration of this fund by the State Department of Education; providing for the manner of payment and disbursement of all money granted under the provisions of this Act, authorizing the use of not to exceed \$150,000.00 for each of said years, out of said appropriation for the purpose of paying free tuition of students as provided for in Chapter 181 of the General and Special

Laws of the Fortieth Legislature, the same being House Bill No. 463; providing all things necessary and incidental to the purpose of this Act, whether mentioned in this caption in detail or not, repealing all laws and parts of law in conflict herewith; and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WOOD, Chairman.

Committee on Engrossed Bills.

Committee Room,

Austin, Texas, May 9, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 1 carefully examined and compared, and find the same correctly engrossed.

MILLER, Vice-Chairman.

SECOND DAY.

Senate Chamber,

Austin, Texas,

May 10, 1927.

The Senate met at 10:00 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Berkeley.	Pollard.
Bowers.	Price.
Floyd.	Real.
Greer.	Russek.
Hall.	Smith.
Hardin.	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Love.	Westbrook.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Wood.
Neal.	Woodward.

Absent.

Bailey.	Fairchild.
Bledsoe.	Parr.

Absent—Excused.

Reid.

Prayer by the chaplain.

Pending the reading of the Jour-

nal of yesterday, the same was dispensed with on motion of Senator Wood.

Petitions and Memorials.

(See Appendix.)

Communication From the State of Idaho.

The Chair laid before the Senate the following communication:

Department of State,

State of Texas,

Austin, Texas, May 9, 1927.

Hon. Barry Miller, President of the Senate.

My dear Sir:

We have been requested by the Secretary of State of the State of Idaho to refer the enclosed certified copy of Senate Joint Resolution No. 2 to the presiding officers of each branch of the Texas Legislature.

R. J. RANDOLPH,

Assistant Secretary of State.

State of Idaho,

Department of State.

I, Fred E. Lukens, Secretary of State of the State of Idaho, and custodian of the Seal of said State, do hereby certify that the attached is a full, true and complete transcript of Senate Joint Resolution No. 2, enacted by the Nineteenth Session of the Legislature of the State of Idaho and filed in this office the 7th day of March, 1927.

In Testimony Whereof, I have hereunto set my hand and affixed hereto the seal of the State of Idaho. Done at Boise, Idaho, the Capitol of Idaho, this 31st day of March, A. D. 1927.

SEAL FRED E. LUKENS,
Secretary of State.

**SENATE JOINT RESOLUTION NO. 2
A Joint Resolution**

Proposing an application to Congress to call a Constitutional Convention for the purpose of amending the Constitution of the United States to make subject to taxation all evidence of indebtedness of the United States, the several States, municipal corporations, counties, and all taxing subdivisions and taxing units thereof, together with the interest on and income from such evidence of indebtedness.

Be It Resolved by the Legislature of the State of Idaho:

Section A. That with the concur-